

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

SYSCO HAMPTON ROADS, INC.
Employer

and

Case 05-RC-245597

INTERNATIONAL BROTHERHOOD OF
TEAMSTERS LOCAL UNION 822
Petitioner

ORDER

The Employer's Request for Review of the Acting Regional Director's decision overruling Objections 1 and 8 is denied as it raises no substantial issues warranting review.¹

JOHN F. RING,	CHAIRMAN
MARVIN E. KAPLAN,	MEMBER
WILLIAM J. EMANUEL,	MEMBER

Dated, Washington D.C., January 23, 2020.

¹ In denying review, we find that the Acting Regional Director's decision to defer litigation of the supervisory status of the Team Leads was permissible under the representation-case procedures currently in effect. We observe, however, that the Acting Regional Director's decision in this regard raises many of the concerns that led the Board to recently adopt procedural changes that will limit regional directors' discretion to defer litigation and resolution of eligibility disputes. See 84 Fed. Reg. 69524, 69538-69542 (Dec. 18, 2019). Those amendments are not effective until April 16, 2020, however. See *id.* at 69524.